

Notice of Allowability**Application No.**

10/538,104

Examiner

Ephrem Alemu

Applicant(s)

POLLMANN-RETSCH ET AL.

Art Unit

2821

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 4/15/2009.
2. ☒ The allowed claim(s) is/are 26,28,29,31-49,56,57,59,63,67-70 and 75-79.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☒ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying Indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date ____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 20090929.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.

/Douglas W Owens/
Supervisory Patent Examiner, Art Unit 2821

DETAILED ACTION

Drawings

1. The drawings filed on 6/08/2005 are acceptable.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mark Beloborodov on 9/29/09.

The application has been amended as follows:

In the claims:

Claims 71-74 and 80-81 are canceled.

The amendment has been made to place the application in condition for allowance.

Allowable Subject Matter

3. Claims 26, 28, 29, 31-49, 56-57, 59, 63, 67-70 and 75-79 are allowed.
4. The following is an examiner's statement of reasons for allowance: It is agreed that the prior art of record fail to teach or suggest alone or in combination, the limitations: "responsive to the actuation indication for switching of the lamp, providing control signals to coordinate cooling and power to the lamp, the control signals specifying a first predefined plurality of stepwise intermediate values for cooling between full on and full off; and a second predefined plurality of stepwise intermediate values for lamp driver power between full on and full off" as claimed in

claim 26; “responsive to the actuation indication, providing control signals to coordinate cooling and power to the lamp according to the switching schedule that includes a first plurality of stepwise intermediate values for cooling between full on and full off; and a second plurality of stepwise intermediate values for lamp driver power between full on and full off” as claimed in claim 29; “a first sensor for detecting an output of the cooling device, a second sensor for detecting a lamp temperature, and a control unit that is configured to control at least one of the lamp driver and the cooling device responsive to signals of the first sensor and the second sensor in such a way that there is no excursion from a predetermined range of the lamp temperature during a timing interval subsequent to actuation of the lighting unit” as claimed in claim 39; “stepwise reducing over a plurality of steps of intermediate power levels for each of the lamp and the cooling device at least during switching off of the lamp” as claimed in claim 44; and “sensing an indication of switching off the lamp, reducing the cooling power below the first level of cooling power while maintaining the lamp power at or above the first level of lamp power for a first time period, and reducing the lamp power below the first level of lamp power after the first time period” as claimed in claim 67. It is for these reasons in combination with all the other limitations in the independent claims 26, 29, 39, 44 and 67, that claims 26, 28, 29, 31-49, 56-57, 59, 63, 67-70 and 75-79 are allowable over prior art of record.

Conclusion

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Correspondence

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ephrem Alemu whose telephone number is (571) 272-1818. The examiner can normally be reached on M-F 9:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Douglas W Owens can be reached on (571) 272-1662. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

EA
9-29-09

/Douglas W Owens/
Supervisory Patent Examiner, Art Unit 2821
September 30, 2009